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NOV 03 2003

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/616,747	07/09/2003	Mu-Fa Lin	13847 B

36672
CHARLES E. BAXLEY, ESQ.
59 JOHN STREET
FIFTH FLOOR
NEW YORK, NY 10038

CONFIRMATION NO. 2762

FORMALITIES LETTER



OC000000011121935

Date Mailed: 10/28/2003

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$65 for a Small Entity

- \$65 Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents

11/05/2003 HVALONG1 00000109 021435 10616747 P.O. Box 1450

01 FC:2051 65.00 DA Alexandria VA 22313-1450

Adjustment Date: 03/10/2004 SDIRETA1
11/05/2003 HVALONG1 00000109 021435 10616747
01 FC:2051 65.00 CR

*A copy of this notice **MUST** be returned with the reply.*



1384/B
CEB:lcr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mu-Fa LIN
Serial No. : 10/616,747
Filed : July 9, 2003
For : NAIL MAGAZINE
Examiner : Not Yet Assigned

Transmitted herewith are the following:

- X RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION w/CERTIFICATE OF MAILING;
- X Declaration for Patent Application with Power of Attorney; Copy of date stamped receipted acknowledgment postcard; and Copy of the Notice to File Missing Parts of Nonprovisional Application;
- X CHANGE OF ADDRESS LETTER; and
- X ACKNOWLEDGMENT POSTCARD.

X The Commissioner is authorized to charge any additional fees required, or to credit any overpayment to Account No. 02-1435. A duplicate copy of this sheet is enclosed.

— A check in the amount of \$ _____ is enclosed.

X I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: ATTENTION: MAIL STOP - MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 - 1450 on October 31, 2003

Respectfully,

CHARLES E. BAXLEY
Attorney of Record
USPTO REG. 20, 149

Dated: October 31, 2003
CHARLES E. BAXLEY, ESQUIRE
Hart, Baxley, Daniels & Holton
90 John Street, Third Floor
New York, New York 10038
Tel: (212) 791-7200
Fax: (212) 791-7276



13847 B
CEB:lcr
31 OCT 03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X
Applicant : Mu-Fa LIN
Serial No. : 10/616,747
Filed : July 9, 2003
For : NAIL MAGAZINE
Art Unit : 3721
Examiner : Not Yet Assigned
-----X

ATTENTION: MAIL STOP - MISSING PARTS

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313 - 1450

RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NON-PROVISIONAL APPLICATION

Gentlepersons:

In response to a Notice to File Missing Parts of Nonprovisional Application in the

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-class mail in an envelope addressed to: ATTENTION: MAIL STOP - MISSING PARTS, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 - 1450 on the date indicated below:

Charles E. Baxley
Attorney's Name

Charles E. Baxley
Signature

October 31, 2003
Date

above referenced United States Patent Application, enclosed herewith is the following item required in order to avoid abandonment:

- In compliance with 37 CFR 1.63, a Declaration for Patent Application with Power of Attorney identifying the Application by the Application Number and Filing Date;

Also enclosed herewith is a copy of a date stamped receipted acknowledgment postcard which itemizes documents forwarded to PTO with the Patent Application. The Declaration/Power was a part of the Application forwarded to PTO as shown in item 1 on the postcard.

A copy of the Notice to File Missing Parts of Nonprovisional Application has also been attached to this Response.

In view of the foregoing it is believed that there should be not be a late filing fee or declaration surcharge due to PTO. Any discrepancy in payment or overpayment should be debited or credited to Deposit Account 02-1435.

It is believed that the above explanation and enclosures should satisfy the requirements of the Notice.

Courtesy, cooperation and skill of PTO are acknowledged.

Respectfully,

By: Charles E. Baxley
CHARLES E. BAXLEY
Attorney of Record
USPTO Reg. 20,149
90 John Street - 3rd Floor
New York, New York 10038
Tel: (212) 791-7200
Fax: (212) 791-7276

CEB:lcr/13847 B

Enclosures: Declaration for Patent Application with Power of Attorney;
Copy of date stamped receipted acknowledgment postcard; and
Copy of the Notice to File Missing Parts of Nonprovisional Application.

The Official stamp of the United States Patent & Trademarks
Office hereby acknowledges receipt of the following:

1. New Patent Application w/Declaration/Power in one
2. Check for \$405.00
3. Assignment w/Recordal COVer sheet
4. One (1) taiwan Priority Document
5. Total of Fourteen (14) claims and one independent claim 1
6. Total of Nine (9) sheets of drawings (Figs.1-8)
7. Nine (9) sheets of Specifications
8. Fee Transmittal shets in duplicate
9. Utility Patent Applciation Trnasmission in one
10. Acknowledgmeetn postcard

Applicant: LIN Mu-Fa

For: Nail Magazine

Date: July 9, 2003

CEB:DY/13847 B

Express Mail: EV 305202060 US

21906 U.S. PTO

10/616747



07/09/03



HART, BAXLEY, DANIELS & HOLTON
90 John Street - Suite 309
New York, N.Y. 10038

456
Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

STANDARD
PAPER



DECLARATION FOR PATENT APPLICATION
WITH POWER OF ATTORNEY

Docket: 13847 B

As below named inventor, I hereby declare that my residence, post office address and citizenship are as stated below next to my name; I believe that I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled NAIL MAGAZINE

the specification of which (check one) ☐ is attached hereto; ☒ was filed on July 9, 2003 as Application Serial No. 10/616,747 and was amended on _____ (or amended through, if applicable). I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment(s) referred to above. I acknowledge the duty to disclose information which is material to the patentability of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

(Number)	(Country)	(Day/Month/Year Filed)	Priority Claimed
092208897	Taiwan R.O.C.	15, May 2003	<input checked="" type="checkbox"/> Yes <input type="checkbox"/> No
____	____	____	<input type="checkbox"/> Yes <input type="checkbox"/> No

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.)	(Filing Date)	(Status--Patented, Pending or Abandoned)
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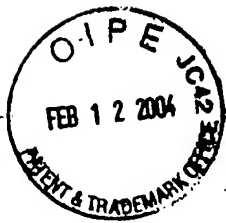
I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

POWER OF ATTORNEY

I (we) hereby appoint Charles E. Baxley, USPTO Reg. No. 20,149, whose Post Office address is: Hart, Baxley, Daniels & Holton, 59 John Street, Fifth Floor, New York, New York 10038, Tel: (212) 791-7200, Fax: (212) 791-7276, as my (our) attorney with full powers of substitution and revocation, to prosecute this application, and to transact all business in the Patent and Trademark Office connected therewith.

Full name of First or Sole Inventor Lin, Mu-Fa	Citizenship Taiwan, R.O.C.
Residence Address - Street No. 47, Tawei Rd.,	Post Office Address - Street P. O. Box 36-80, Dong-Shing Rd.,
City (Zip) Tali City, Taichung Hsien,	City (Zip) Taichung City
State or Country Taiwan, R.O.C.	State or Country Taiwan, R.O.C.
June 25, 2003 Date	Signature <i>LIN, MU, FA.</i>

☐ See second page for additional joint inventors.



STATUS: 13847 B
BRIEFING

10 FEB 04

13847 B
CEB:lcr
10 FEB 04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----X
Applicant(s) : Mu-Fa LIN :
Serial No. : 10/616,747 :
Filed : July 9, 2003 :
For : NAIL MAGAZINE :
Art Unit : 3721 :
-----X

ATTENTION: MAIL STOP - NO FEE SUBMISSION

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313 - 1450

REQUEST FOR REFUND

Dear Sir:

A refund in the amount of Sixty-Five Dollars (\$65.00) is hereby respectfully requested because of a mistaken assessment thereof by the Patent and Trademark Office.

MAILING CERTIFICATE

I hereby certify that this correspondence is being deposited with the United States Postal Service as First-class mail in an envelope addressed to: ATTENTION: MAIL STOP - NO FEE SUBMISSION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on the date indicated below:

Charles E. Baxley
Attorney's Name

Charles E. Baxley
Signature

February 10, 2004
Date

Applicant received a Monthly Statement Of Deposit Account dated November 28, 2003 indicating a Sixty-Five Dollar (\$65.00) charge for Fee Code 2051 (surcharge - late filing fee for declaration) for the above referenced Patent Application bearing a docket number 13847 B.

The Application in question had been filed on July 9, 2003 containing all items listed on an acknowledgment postcard date stamped by USPTO. A copy of the date stamped acknowledgment postcard is attached hereto.

A Notice to File Missing Parts of Nonprovisional Application was mailed from USPTO on October 28, 2003. A Response to the Notice was filed with USPTO on October 31, 2003 forwarding another copy of the Declaration for Patent Application with Power of Attorney and a copy of the date stamped receipted acknowledgment postcard was an attachment representing that the Declaration for Patent Application with Power of Attorney was listed as Item 1 on the postcard. A copy of the Response to the Notice also is attached hereto.

Because the Declaration for Patent Application with Power of Attorney was originally forwarded to USPTO as a part of the Patent Application a surcharge should not be assessed. In view of the above, Applicant's Attorney requests respectfully that the Sixty Five Dollars (\$65.00) deducted from Deposit Account 02-1435 be returned.

Courtesy, cooperation and skill of PTO are acknowledged.

STATUS AND
BY
11-2-5 11 0 12

Respectfully,

By: Charles E. Baxley
CHARLES E. BAXLEY
Attorney of Record
USPTO Reg. 20,149
90 John Street, Third Floor
New York, New York 10038
Telephone (212) 791-7200
Facsimile (212) 791-7276
E-mail ceb@hartbaxley.com

CEB:lcr/13847 B

Enclosures: Copy of date stamped acknowledgment postcard; and
Copy of Response to Notice to File Missing Parts of Nonprovisional Application.



SEP 2 2004

1307

13847 B

CEB:lcr

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Mu-Fa LIN
Serial No. : 10/616,747
Filed : July 9, 2003
Art Unit : 3721
For : NAIL MAGAZINE

Transmitted herewith are the following:

- ☒ REQUEST FOR REFUND w/CERTIFICATE OF MAILING;
- ☒ Copy of date stamped acknowledgment postcard and Copy of Response to Notice to Filing Missing Parts of Nonprovisional Application; and
- ☒ ACKNOWLEDGMENT POSTCARD.

☒ The Commissioner is authorized to charge any additional fees required, or to credit any overpayment to Account No. 02-1435. A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ _____ is enclosed.

☒ I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: ATTENTION: MAIL STOP - NO FEE SUBMISSION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313 - 1450 on February 10, 2004.

Respectfully,

CHARLES E. BAXLEY
Attorney of Record
USPTO REG. 20, 149

Dated: February 10, 2004

CHARLES E. BAXLEY, ESQUIRE
Hart, Baxley, Daniels & Holton
90 John Street, Third Floor
New York, New York 10038
Telephone (212) 791-7200
Facsimile (212) 791-7276
E-mail ceb@hartbaxley.com

CEB:lcr/13847 B